

**EXHIBIT H**

**TO DECLARATION OF MATTHEW D. BROWN  
IN SUPPORT OF FACEBOOK, INC.'S OPPOSITION  
TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION**

**[PUBLIC DOCUMENT]**

Robert S. Arns, State Bar No. 65071  
RSA@ARNSLAW.COM  
Jonathan E. Davis, State Bar No. 191346  
JED@ARNSLAW.COM  
Steven R. Weinmann, State Bar No. 190956  
SRW@ARNSLAW.COM  
**THE ARNS LAW FIRM**  
515 Folsom Street, 3rd Floor  
San Francisco, CA 94105  
Tel: (415) 495-7800  
Fax: (415) 495-7888

Jonathan M. Jaffe, State Bar No. 267012  
JMJ@JAFFE-LAW.COM

**JONATHAN JAFFE LAW**  
3055 Hillegass Avenue  
Berkeley, CA 94705  
Tel: (510) 725-4293  
Fax: (510) 868-3393

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

ANGEL FRALEY; PAUL WANG; SUSAN MAINZER; JAMES H. DUVAL, a minor, by and through JAMES DUVAL, as Guardian ad Litem; and WILLIAM TAIT, a minor, by and through RUSSELL TAIT, as Guardian ad Litem; individually and on behalf of all others similarly situated.

**Plaintiffs,**

V.

FACEBOOK, INC., a corporation; and DOES 1-100.

## Defendants.

**Case No. CV 11-01726 LHK PSG**

## **PLAINTIFF SUSAN MAINZER'S RESPONSES TO DEFENDANT'S INTERROGATORIES**

## **SET ONE**

Courtroom: 8

Judge: Hon. Lucy H. Koh

Trial Date: December 3, 2012

PROPOUNDING PARTY: Defendant FACEBOOK, INC.

RESPONDING PARTY: Plaintiff SUSAN MAINZER

SET NUMBER: ONE

1 disappeared from the Profile page. She tried to figure out how to do something related to the  
2 tabs that used to exist on that page. It may have been in 2008, but Plaintiff can't recall exactly  
3 when.

4 **INTERROGATORY NO. 2:**

5 DESCRIBE the circumstances under which YOU have "Liked" any content (including,  
6 without limitation, a product, service, website, brand, organization, celebrity, musician, band,  
7 event, Facebook Page, or other content) on Facebook.com including, with respect to each piece  
8 of content "Liked," the date(s) YOU "Liked" the content, a description of the content "Liked,"  
9 whether YOU "Liked" the content through FACEBOOK's website or a third-party website, and  
10 all the reason(s) YOU "Liked" the content, including whether you "Liked" the content in order  
11 to inform your FACEBOOK Friends that you liked the content.  
12

13 **RESPONSE TO INTERROGATORY NO. 2:**

14 Plaintiff objects to this Interrogatory as compound and consisting of at least five  
15 subparts. Plaintiff objects to the lack of a time frame on grounds of relevance and undue  
16 burden, and responds only as to the time period from January 25, 2011 to October 7, 2011.  
17 Plaintiff also objects to the Interrogatory as overbroad and unduly burdensome. Subject to  
18 those objections and the General Objections, Plaintiff responds as follows:  
19

20 Plaintiff uses the Facebook "Like" button frequently. Plaintiff's reasons fall into one of  
21 three general categories: For self-promotion for my business, to promote a client's business, or  
22 to promote a cause.  
23

1 **INTERROGATORY NO. 14:**

2       Describe all COMMUNICATIONS YOU have had with any of YOUR "Friends" on  
3 Facebook regarding the display of YOUR NAME, LIKENESS, and/or profile picture in  
4 connection with a Sponsored Story.

5 **RESPONSE TO INTERROGATORY NO. 14:**

6       Plaintiff objects to this Interrogatory as vague and ambiguous in that it is not clear  
7 whether the "communication" is to have been made "on" Facebook, or if " "Friends" on  
8 Facebook" is meant to describe persons who have the status of "Friend" on Facebook. Plaintiff  
9 objects on the grounds of attorney client and spousal privilege. Subject to those objections and  
10 the General Objections, Plaintiff responds as follows: Plaintiff had no such discussions, apart  
11 from with Counsel in this matter and with her spouse.

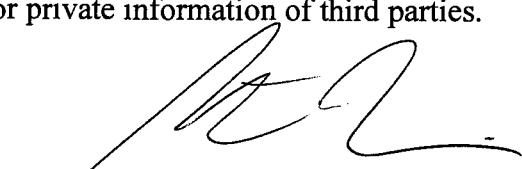
12 **INTERROGATORY NO. 15:**

13       IDENTIFY YOUR relatives or other PERSONS residing in YOUR household(s) who  
14 have accounts on facebook.com, including the user IDs, USERNAMES, and email addresses  
15 associated with their accounts.

16 **RESPONSE TO INTERROGATORY NO. 15:**

17       Plaintiff objects to this Interrogatory as irrelevant, not reasonably calculated to lead to  
18 the discovery of admissible evidence, and calling for private information of third parties.

19  
20  
21  
22  
23  
24  
25  
26  
27  
28



ROBERT S. ARNS  
JONATHAN E. DAVIS  
STEVEN R. WEINMANN  
**THE ARNS LAW FIRM**  
515 Folsom Street, 3rd Floor  
San Francisco, CA 94105  
Tel: (415) 495-7800

1 Fax: (415) 495-7888  
2  
3  
4  
5  
6

JONATHAN M. JAFFE  
**JONATHAN JAFFE LAW**  
3055 Hillegass Avenue  
Berkeley, CA 941705  
Tel: (510) 725-4293  
Fax: (510) 868-3393

7 Attorneys for Plaintiffs  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

---

1  
2  
3  
4  
5  
6  
7  
8  
9  
10 VERIFICATION (Standard) FRCP 33(b)(1), (2)

11  
12 I declare that:

13  
14 I am the plaintiff in the above-entitled action; I am familiar with the contents of the following:

15 **Plaintiff Susan Mainzer's Responses to Defendant's Interrogatories, Set One**

16  
17 The information supplied therein is based on my own personal knowledge and/or has been  
18 supplied by my attorneys or other agents and is therefore provided as required by law. The  
19 information contained in the foregoing document(s) is true, except as to matters which were  
provided by my attorneys or other agents, and, as to those matters, I am informed and believe that  
they are true.

20  
21 I declare under the penalty of perjury under the laws of the State of California that the  
forgoing is true and correct and that this verification was executed on:

22  
23 \_\_\_\_\_, at 515 Folsom St., 3<sup>rd</sup> Floor, San Francisco, California  
Date

24  
25  
26 \_\_\_\_\_  
Type Name

Signature 